Application No.: 10/559,765

## **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions and listings of claims in the application:

## **LISTING OF CLAIMS:**

1. (currently amended): A surface treatment agent comprising a fluoropolymer which has repeating units derived from a fluorine-containing monomer of the formula:

$$Rf - Y - O - C - C - C - C + C$$
 (I)

wherein X is a fluorine atom, a chlorine atom, a bromine atom, an iodine atom, a  $CFX^1X^2$  group (in which  $X^1$  and  $X^2$  are each a hydrogen atom, a fluorine atom, a chlorine atom, a bromine atom or an iodine atom), a cyano group, a linear or branched fluoroalkyl group having 1 to 21 carbon atoms, a substituted or unsubstituted benzyl group, or a substituted or unsubstituted phenyl group;

Y is an aliphatic group having 1 to 10 carbon atoms, an aromatic or cycloaliphatic group having 6 to 10 carbon atoms, a  $-CH_2CH_2N(R^1)SO_2$ - group (in which  $R^1$  is an alkyl group having 1 to 4 carbon atoms) or a  $-CH_2CH(OY^1)CH_2$ - group (in which  $Y^1$  is a hydrogen atom or an acetyl group); and

Rf is a linear or branched perfluoroalkyl or perfluoroalkenyl group having 1 to 6 carbon atoms, or a fluoroether group having totally 1 to 200 repeating units selected from the group consisting of the repeating units:  $-C_3F_6O_7$ ,  $-C_2F_4O_7$  and  $-CF_2O_7$ , and

wherein the fluoropolymer contains a silicon atom,

Attorney Docket No.: Q91901

AMENDMENT UNDER 37 C.F.R. § 1.116

Application No.: 10/559,765

and the silicon-containing fluoropolymer comprises repeating units derived from the fluorine-containing monomer of formula (I) and repeating units derived from a silicon-containing monomer represented by formula (II):

$$\begin{array}{c} R^1 \\ | \\ C \longrightarrow CH_2 \end{array} \tag{II)}$$

wherein A is a monovalent group having at least one silicon atom represented by the formula:

Rsi-X-wherein Rsi is

$$R^{11}$$
- $(Si(R^{12})_2$ - $O)_p$ -

(in which the  $R^{11}$  group is a hydrogen atom, or a  $C_1$ - $C_8$  alkyl group or a  $C_6$ - $C_8$  aryl group; the each of the  $R^{12}$  groups may be the same or different, each of which and is a hydrogen atom, a  $C_1$ - $C_8$  hydrocarbon or halogenated hydrocarbon group optionally having a functional group; and p is a number of 1 to 100); and

X is a direct bond,  $-(CH_2)_q$ - (in which q is a number of 1 to 20),  $-(CH_2)_r$ -O- (in which r is a number of 0 to 20), or  $-(CH_2)_s$ -OC(=O)- (in which s is a number of 0 to 20); and

R1 is a hydrogen atom or a methyl group.

- 2. (canceled).
- 3. (canceled).
- 4. (canceled)
- 5. (previously presented): The surface treatment agent according to claim 1, wherein the silicon-containing fluoropolymer contains a fluorine-free and silicon-free monomer in addition to the fluorine-containing monomer and the silicon-containing monomer.

AMENDMENT UNDER 37 C.F.R. § 1.116 Attorney Docket No.: Q91901

Application No.: 10/559,765

6. (original): The surface treatment agent according to claim 5, wherein, in the silicon-containing fluoropolymer, the amount of the silicon-containing monomer is from 0.01 to 50 parts by weight, and the amount of the fluorine-free and silicon-free monomer is 50 or less parts by weight, based on 100 parts by weight of the fluorine-containing monomer.

- 7. (canceled).
- 8. (canceled).
- 9. (canceled).
- 10. (canceled).
- 11. (original): The surface treatment agent according to claim 1, which is in the form of a solution, an emulsion or an aerosol.
  - 12. (canceled).
  - 13. (canceled).
- 14. (previously presented): A method for treating a substrate with the surface treatment agent according to claim 1.
- 15. (previously presented): A textile treated with the surface treatment agent according to claim 1.
- 16. (previously presented): A carpet treated with the surface treatment agent according to claim 1.